

THE HONORABLE BARBARA J. ROTHSTEIN

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

WADE K. MARLER, DDS, *et al.*,

Plaintiffs,

v.

ASPEN AMERICAN INSURANCE  
COMPANY,

Defendant.

NO. 2:20-cv-00616-BJR

KARA MCCULLOCH DMD MSD PLLC, *et al.*,

Plaintiffs,

v.

VALLEY FORGE INSURANCE  
COMPANY, *et al.*,

Defendants.

NO. 2:20-cv-00809-BJR

CABALLERO,

Plaintiff,

v.

MASSACHUSETTS BAY INSURANCE  
COMPANY,

Defendant.

NO. 3:20-cv-05437-BJR

STIPULATION AND PROPOSED ORDER ALLOWING  
PLAINTIFFS TO FILE A SINGLE OMNIBUS OPPOSITION BRIEF  
(Case Nos. 2:20-cv-00616-BJR; 2:20-cv-00809-BJR; 3:20-cv-05437-  
BJR; 2:20-cv-00627-BJR; 2:20-cv-00620-BJR; 2:20-cv-00597-BJR;  
2:20-cv-01176-BJR) - 1

**KELLER ROHRBACK L.L.P.**

1201 Third Avenue, Suite 3200  
Seattle, WA 98101-3052  
TELEPHONE: (206) 623-1900  
FACSIMILE: (206) 623-3384

CHORAK, *et al.*,

Plaintiffs,

v.

HARTFORD CASUALTY INSURANCE  
COMPANY, *et al.*,

Defendants.

NO. 2:20-CV-00627-BJR

PACIFIC ENDODONTICS, P.C., *et al.*,

Plaintiffs,

v.

OHIO CASUALTY INSURANCE  
COMPANY, *et al.*,

Defendants.

NO. 2:20-CV-00620-BJR

NGUYEN, *et al.*,

Plaintiffs,

v.

TRAVELERS CASUALTY INSURANCE  
COMPANY OF AMERICA, *et al.*,

Defendants.

NO. 2:20-cv-00597-BJR

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**KELLER ROHRBACK L.L.P.**

1201 Third Avenue, Suite 3200  
Seattle, WA 98101-3052  
TELEPHONE: (206) 623-1900  
FACSIMILE: (206) 623-3384

LA COCINA DE OAXACA LLC,

Plaintiff,

v.

TRI-STATE INSURANCE COMPANY OF  
MINNESOTA,

Defendant.

NO. 2:20-CV-01176-BJR

**STIPULATION**

1. Pursuant to this Court's Minute Order dated November 24, 2020 (the "Scheduling Order"), the seven sets of Insurer-Family Defendants in the above-captioned actions each responded to Plaintiffs' complaints by filing a motion to dismiss under Fed. R. Civ. P. 12 (the "Rule 12 Motions") on January 15, 2021.

2. The Scheduling Order applied LCR 7(e)(3), limiting each Defendant's motion to 24 pages. Collectively, Defendants' Rule 12 Motions used 147 pages, which was 21 fewer pages than the 168 pages they were allotted by the Scheduling Order.

3. Plaintiffs' oppositions to the Rule 12 Motions are due on February 12, 2021.

4. The Scheduling Order similarly provides Plaintiffs with 24 pages for each of their oppositions to the Rule 12 motions, for a total of up to 168 pages.

5. Having reviewed Defendants' Rule 12 Motions, Plaintiffs believe that it will be most efficient for the parties and the Court if they respond to the Rule 12 Motions by filing a single omnibus opposition brief in response. Plaintiffs will limit their omnibus opposition brief to 95 pages, clearly noting which portions of the briefs they are responding to.

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**KELLER ROHRBACK L.L.P.**

1201 Third Avenue, Suite 3200  
Seattle, WA 98101-3052  
TELEPHONE: (206) 623-1900  
FACSIMILE: (206) 623-3384

6. Defendants do not oppose Plaintiffs' request to respond to the Rule 12 Motions by a single omnibus opposition brief that is limited to 95 pages.

**Now, therefore,** the Plaintiffs' request, which Defendants do not oppose, to file an omnibus opposition brief limited to 95 pages should be granted.

**ORDER**

Having reviewed the parties' stipulation, and finding that good cause exists for the requested relief from LCR 7(e)(3), the Court hereby GRANTS the stipulation.

IT IS ORDERED that Plaintiffs may file a single omnibus opposition brief limited to 95 pages in response to Defendants' Rule 12 Motions.

DATED this 28<sup>th</sup> day of January, 2021.



Barbara J. Rothstein  
UNITED STATES DISTRICT JUDGE

Presented By:

**KELLER ROHRBACK L.L.P.**

By: s/ Amy Williams-Derry

By: s/ Lynn L. Sarko

By: s/ Gretchen Freeman Cappio

By: s/ Ian S. Birk

By: s/ Irene M. Hecht

By: s/ Nathan L. Nanfelt

Amy Williams-Derry, WSBA #28711

Lynn Lincoln Sarko, WSBA #16569

Gretchen Freeman Cappio, WSBA #29576

Ian S. Birk, WSBA #31431

Irene M. Hecht, WSBA #11063

Nathan Nanfelt, WSBA #45273

1201 Third Avenue, Suite 3200

Seattle, WA 98101

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**KELLER ROHRBACK L.L.P.**

1201 Third Avenue, Suite 3200  
Seattle, WA 98101-3052  
TELEPHONE: (206) 623-1900  
FACSIMILE: (206) 623-3384

Telephone: (206) 623-1900  
Fax: (206) 623-3384  
Email: [awilliams-derry@kellerrohrback.com](mailto:awilliams-derry@kellerrohrback.com)  
Email: [lsarko@kellerrohrback.com](mailto:lsarko@kellerrohrback.com)  
Email: [gcappio@kellerrohrback.com](mailto:gcappio@kellerrohrback.com)  
Email: [ibirk@kellerrohrback.com](mailto:ibirk@kellerrohrback.com)  
Email: [ihecht@kellerrohrback.com](mailto:ihecht@kellerrohrback.com)  
Email: [nnanfelt@kellerrohrback.com](mailto:nnanfelt@kellerrohrback.com)

By: s/ Alison Chase  
Alison Chase, *pro hac vice* forthcoming  
801 Garden Street, Suite 301  
Santa Barbara, CA 93101  
Telephone: (805) 456-1496  
Fax: (805) 456-1497  
Email: [achase@kellerrohrback.com](mailto:achase@kellerrohrback.com)

*Attorneys for Plaintiffs Nguyen et al., Pacific  
Endodontics, et al., Chorak et al., Marler et al.,  
McCulloch, et al., Caballero, La Cocina de  
Oaxaca LLC, Owens Davies, P.S., and The  
Seattle Symphony Orchestra*

**RUIZ & SMART PLLC**

By: s/ William C. Smart  
By: s/ Isaac Ruiz  
By: s/ Kathryn M. Knudsen  
William C. Smart, WSBA #8192  
Isaac Ruiz, WSBA #35237  
Kathryn M. Knudsen, WSBA #41075  
1200 5<sup>th</sup> Avenue, Suite 1220  
Seattle, WA 98101  
Telephone: (206) 203-1900  
Email: [wsmart@plaintiffllit.com](mailto:wsmart@plaintiffllit.com)  
Email: [iruiz@plaintiffllit.com](mailto:iruiz@plaintiffllit.com)  
Email: [kknudsen@plaintiffllit.com](mailto:kknudsen@plaintiffllit.com)

*Attorneys for Plaintiffs Jennifer Strelow,  
DMD and Shokofeh Tabaraie DDS PLLC*

**HACKETT, BEECHER & HART**

By: s/ Brent W. Beecher  
Brent W. Beecher, WSBA #31095  
601 Union Street, Suite 2600  
Seattle, WA 98101

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**KELLER ROHRBACK L.L.P.**  
1201 Third Avenue, Suite 3200  
Seattle, WA 98101-3052  
TELEPHONE: (206) 623-1900  
FACSIMILE: (206) 623-3384

Telephone: (206) 787-1830

Email: [bbeecheer@hackettbeecheer.com](mailto:bbeecheer@hackettbeecheer.com)

*Attorneys for Seattle Bakery, LLC, CSQBKR2018,  
LLC, Piroshky Piroshky Baker, LLC,  
Piroshky Baking Company, LLC,  
SCRBKR2017, LLC*

**THE LOYD LAW FIRM, P.L.L.C.**

By: s/ Shannon Loyd

Shannon Loyd

12703 Spectrum Drive, Suite 201

San Antonio, Texas 78249

Telephone: (210) 775-1424

Facsimile: (210) 775-1410

Email: [shannon@theloydlawfirm.com](mailto:shannon@theloydlawfirm.com)

*Attorneys for Plaintiff J Bells LLC*

**GORDON TILDEN THOMAS &  
CORDEL LLP**

By: s/ Mark A. Wilner

Mark A. Wilner, WSBA #31550

One Union Square

600 University Street, Suite 2915

Seattle, WA 98101

Telephone: (206) 467-6477

Fax: (206) 467-6292

Email: [mailto:fcordell@gordontilden.c](mailto:mailto:fcordell@gordontilden.com)

om [mwilner@gordontilden.com](mailto:mwilner@gordontilden.com)

*Attorneys for Plaintiffs Suneet Bath,  
Noskenda Inc.*

**GORDON TILDEN THOMAS &  
CORDEL LLP**

By: s/ Franklin D. Cordell

By: s/ Kasey D. Huebner

Franklin D. Cordell, WSBA #26392

Kasey D. Huebner, WSBA #32890

One Union Square

600 University Street, Suite 2915

Seattle, WA 98101

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**KELLER ROHRBACK L.L.P.**

1201 Third Avenue, Suite 3200

Seattle, WA 98101-3052

TELEPHONE: (206) 623-1900

FACSIMILE: (206) 623-3384

Telephone: (206) 467-6477  
Fax: (206) 467-6292  
Email: [fcordell@gordontilden.com](mailto:fcordell@gordontilden.com)  
Email: [khuebner@gordontilden.com](mailto:khuebner@gordontilden.com)

***Attorneys for Plaintiff The Seattle Symphony Orchestra***

**SIDLEY AUSTIN LLP**

By: s/ Robin E. Wechkin  
Robin E. Wechkin, WSBA No. 24746  
8426 316<sup>th</sup> Place SE  
Issaquah, WA 98027  
Telephone: (415) 439-1799  
Email: [rwechkin@sidley.com](mailto:rwechkin@sidley.com)

Yvette Ostolaza (pro hac vice)  
Yolanda C. Garcia (pro hac vice)  
2021 McKinney Avenue, Suite 2000  
Dallas, Texas 75201  
Telephone: (214) 981-3401  
Facsimile: (214) 981-3400  
Email: [yvette.ostolaza@sidley.com](mailto:yvette.ostolaza@sidley.com)  
Email: [ygarcia@sidley.com](mailto:ygarcia@sidley.com)

***Attorneys for Defendant Aspen American Insurance Company***

**DLA PIPER LLP (US)**

By: s/ Anthony Todaro  
By: s/ Lianna M. Bash  
Anthony Todaro, WSBA No. 30391  
Lianna Bash, WSBA No. 52598 701  
Fifth Avenue, Suite 6900 Seattle,  
Washington 98104-7029  
Tel: 206.839.4800  
Fax: 206.839.4801  
E-mail: [anthony.todaro@us.dlapiper.com](mailto:anthony.todaro@us.dlapiper.com)  
E-mail: [lianna.bash@us.dlapiper.com](mailto:lianna.bash@us.dlapiper.com)

**PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP**

By: s/ H. Christopher Boehning  
By: s/ Elizabeth M. Sacksteder  
By: s/ Daniel H. Levi  
By: s/ Hallie S. Goldblatt

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**KELLER ROHRBACK L.L.P.**  
1201 Third Avenue, Suite 3200  
Seattle, WA 98101-3052  
TELEPHONE: (206) 623-1900  
FACSIMILE: (206) 623-3384

H. Christopher Boehning (pro hac vice)  
Elizabeth M. Sacksteder (pro hac vice)  
Daniel H. Levi (pro hac vice)  
Hallie S. Goldblatt (pro hac vice)  
1285 Avenue of the Americas  
New York, New York 10019-6064  
Tel: 212.373.3000  
Fax: 212.757.3990  
E-mail: [cboehning@paulweiss.com](mailto:cboehning@paulweiss.com)  
E-mail: [esacksteder@paulweiss.com](mailto:esacksteder@paulweiss.com)  
E-mail: [dlevi@paulweiss.com](mailto:dlevi@paulweiss.com)  
E-mail: [hgoldblatt@paulweiss.com](mailto:hgoldblatt@paulweiss.com)

***Attorneys for Defendants Valley Forge Insurance  
Company, Transportation Insurance Company***

**FORSBERG & UMLAUF, P.S.**

By: s/ Matthew S. Adams  
Matthew S. Adams  
901 Fifth Avenue, Suite 1400  
Seattle, WA 98164  
Telephone: 206-689-8500  
Fax: 206-689-8501  
Email: [madams@foum.law](mailto:madams@foum.law)

**STEPTOE & JOHNSON LLP**

Sarah D. Gordon (*pro hac vice* forthcoming)  
1330 Connecticut Avenue, NW  
Telephone: (202) 429-3000  
Facsimile: (202) 429-3902  
Email: [sgordon@steptoe.com](mailto:sgordon@steptoe.com)

Anthony J. Anscombe (*pro hac vice*  
forthcoming)  
One Market Plaza  
Spear Tower, Suite 3900  
San Francisco, CA 94105  
Telephone: (415) 365-6700  
Facsimile: (312) 577-1370  
Email: [aanscombe@steptoe.com](mailto:aanscombe@steptoe.com)

***Attorneys for Defendants Sentinel Insurance  
Company, Ltd. and Hartford Casualty Insurance  
Company***

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**KELLER ROHRBACK L.L.P.**  
1201 Third Avenue, Suite 3200  
Seattle, WA 98101-3052  
TELEPHONE: (206) 623-1900  
FACSIMILE: (206) 623-3384



**BAKER & HOSTETLER LLP**

By: s/ James R. Morrison

James R. Morrison, WSBA No. 43043  
999 Third Avenue, Suite 3900  
Seattle, WA 98104-4040  
Phone: (206) 332-1380  
E-mail: [jmorrison@bakerlaw.com](mailto:jmorrison@bakerlaw.com)

**ALSTON & BIRD LLP**

By: s/ Cari K. Dawson

Cari K. Dawson (pro hac vice)  
Kara F. Kennedy (pro hac vice)  
1201 W. Peachtree St.  
Atlanta, GA 30309  
Phone: (404) 881-7000  
Email: [cari.dawson@alston.com](mailto:cari.dawson@alston.com)  
Email: [kara.kennedy@alston.com](mailto:kara.kennedy@alston.com)

*Attorneys for Defendants American Fire and  
Casualty Company, The Ohio Casualty Insurance  
Company, and Ohio Security Insurance Company*

**BULLIVANT HOUSER BAILEY, PC**

By: s/ John D. Bennett

John A. Bennett, WSBA #33214  
Stuart D. Jones (pro hac vice)  
925 Fourth Avenue, Ste. 3800  
Seattle, Washington 98104  
Telephone: (206) 292-8930  
E-mail: [john.bennett@bullivant.com](mailto:john.bennett@bullivant.com)  
E-mail: [stuart.jones@bullivant.com](mailto:stuart.jones@bullivant.com)

**WIGGIN AND DANA LLP**

By: s/ Michael Menapace

Michael Menapace (pro hac vice)  
Robyn Gallagher (pro hac vice)  
20 Church Street  
Hartford, Connecticut 06103  
Tel.: (860) 297-3700  
E-mail: [mmenapace@wiggin.com](mailto:mmenapace@wiggin.com)  
E-mail: [rgallgher@wiggin.com](mailto:rgallgher@wiggin.com)

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**KELLER ROHRBACK L.L.P.**

1201 Third Avenue, Suite 3200  
Seattle, WA 98101-3052  
TELEPHONE: (206) 623-1900  
FACSIMILE: (206) 623-3384

***Attorneys for Defendant Massachusetts Bay Insurance Company***

By: s/ Daniel R. Bentson

By: s/ Owen R. Mooney

Daniel R. Bentson, WSBA #36825 Owen  
R. Mooney, WSBA #45779  
925 Fourth Avenue, Ste. 3800  
Seattle, Washington 98104  
Telephone: (206) 292-8930  
E-mail: [dan.bentson@bullivant.com](mailto:dan.bentson@bullivant.com)  
E-mail: [owen.mooney@bullivant.com](mailto:owen.mooney@bullivant.com)

**ROBINSON & COLE LLP**

By: s/ Wystan M. Ackerman

Wystan M. Ackerman (pro hac vice)  
Stephen E. Goldman (pro hac vice)  
280 Trumbull Street  
Hartford, CT 06103  
Telephone: (860) 275-8388  
Email: [wackerman@rc.com](mailto:wackerman@rc.com)  
Email: [sgoldman@rc.com](mailto:sgoldman@rc.com)

***Attorneys for Defendants Travelers Casualty Insurance Company of America, The Travelers Indemnity Co. of America, and The Charter Oak Fire Insurance Company***

**BULLIVANT HOUSER BAILEY, PC**

By: s/ John A. Bennett

John A. Bennett, WSBA #33214  
Stuart D. Jones (pro hac vice)  
925 Fourth Avenue, Ste. 3800  
Seattle, Washington 98104  
Telephone: (206) 292-8930  
E-mail: [john.bennett@bullivant.com](mailto:john.bennett@bullivant.com)  
E-mail: [stuart.jones@bullivant.com](mailto:stuart.jones@bullivant.com)

**STEPTOE & JOHNSON LLP**

By: s/ Antonia B. Ianniello

Antonia B. Ianniello (pro hac vice)  
1330 Connecticut Avenue, N.W.  
Washington, D.C. 20036

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**KELLER ROHRBACK L.L.P.**

1201 Third Avenue, Suite 3200  
Seattle, WA 98101-3052  
TELEPHONE: (206) 623-1900  
FACSIMILE: (206) 623-3384

Telephone: (202) 429-8087  
Facsimile: (202) 429-3902  
Email: [aianniello@steptoe.com](mailto:aianniello@steptoe.com)

By: s/ Darlene K. Alt  
Darlene K. Alt (pro hac vice)  
227 West Monroe Street, Ste.  
4700 Chicago, Illinois 60606  
Telephone: (312) 577-1262  
E-mail: [dalt@steptoe.com](mailto:dalt@steptoe.com)

***Attorneys for Defendant Tri-State Insurance  
Company of Minnesota***

4825-0742-0888, v. 2

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**KELLER ROHRBACK L.L.P.**

1201 Third Avenue, Suite 3200  
Seattle, WA 98101-3052  
TELEPHONE: (206) 623-1900  
FACSIMILE: (206) 623-3384